

418 Re PCT/PTO 13 JAN 2000
09/423035 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
DESIGNATED/ELECTED OFFICE (DO/EO/US)

CERTIFICATION UNDER 37 CFR §1.10

I hereby certify that this RESPONSE and the documents referred to as enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service Express Mail Label No. EL193834268US under 37 CFR §1.10, on the date indicated below and is addressed to: Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231.

Thomas Fitting

Thomas Fitting, Reg. No. 34,163

January 13, 2000

Date of Deposit

Applicant: Joyce, et al.)
U.S. Serial No.: 09/423,035)
International Application No.: PCT/US98/08677) Art Unit No.: Unassigned
Filing Date: April 29, 1998) Examiner: Unassigned
Title: ENZYMATIC DNA MOLECULES) Our Ref. No.: TSRI 463.4
)

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Assistant Commissioner for Patents
Washington, D.C. 20231
ATTN: BOX PCT

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 mailed December 21, 1999, enclosed are two Declaration and Power of Attorney documents signed by applicants
in support of the above-identified patent application.
01/24/2000 UNL1KER 00000219 09423035
01 FC:154 130.00 OP

Enclosed is a check in the amount of \$130.00 for the surcharge set forth in 37 CFR §1.492(e).

Please charge any additional fee concerning this matter to our Deposit Account No. 19-0962.

Respectfully submitted,

By 
Thomas Fitting, Reg. No. 34,163

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Box PCT
Washington, D.C. 20231

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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/423035	JOYCE	G TSRI 463.4
DOCKETED 114100 AF Due: 11/21/00 Final: 11/21/00		
INTERNATIONAL APPLICATION NO. PCT/US98/08677		
I.A. FILING DATE		PRIORITY DATE
29 APR 98		30 APR 97
DATE MAILED: 21 DEC 1999		

09/423035

THE SCRIPPS RESEARCH INSTITUTE
OFFICE OF PATENT COUNSEL
10550 NORTH TORREY PINES ROAD
TPC 8
LA JOLLA, CA 92037

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as
 - a Designated Office (37 CFR 1.494).
 - an Elected Office (37 CFR 1.495):
 - U.S. Basic National Fee.
 - Copy of the international application in:
 - a non-English language.
 - English.
 - Translation of the international application into English.
 - Oath or Declaration of inventors(s) for DO/EO/US.
 - Copy of Article 19 amendments.
 - Translation of Article 19 amendments into English.
 - The International Preliminary Examination Report in English and its Annexes, if any.
 - Translation of Annexes to the International Preliminary Examination Report into English.
 - Preliminary amendment(s) filed _____ and _____.
 - Information Disclosure Statement(s) filed _____ and _____.
 - Assignment document.
 - Power of Attorney and/or Change of Address.
 - Substitute specification filed _____.
 - Verified Statement Claiming Small Entity Status.
 - Priority Document.
 - Copy of the International Search Report and copies of the references cited therein.
 - Other:
2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
 - a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 - b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 - c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 - The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 - d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
3. Additional claim fees of \$ _____ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY 21 OR 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR. 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed:

- PCT/DO/EO/917
- Notice of Defective Translation
- PTO-875

FORM PCT/DO/EO/905 (December 1997)

Charitta A. Burt, Paralegal
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